

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

IN RE TERRORIST ATTACKS ON
SEPTEMBER 11, 2001

MDL Docket No. 03-1570 (RCC)

THIS DOCUMENT RELATES TO:

Thomas Burnett, Sr., et al. v. Al Baraka
Investment & Development Corp., et al.
Civ. A. No. 02-1616 (JR)

**CONSENT MOTION OF DEFENDANT ABDULRAHMAN BIN MAHFOUZ
FOR ENLARGEMENT OF TIME WITHIN
WHICH TO FILE RESPONSE TO THE THIRD AMENDED COMPLAINT
AND FOR A PRE-MOTION CONFERENCE**

Defendant Abdulrahman Bin Mahfouz respectfully moves for a consent order directing that the time within which to file his motion to dismiss the Third Amended Complaint be enlarged to such date as may be determined at the status conference in this matter, scheduled for February 4, 2004. As reasons therefor, the defendant states as follows:

1. Under scheduling orders entered by the United States District Court for the District of Columbia, from which this action was transferred pursuant to the Conditional Transfer Order of the Judicial Panel on Multidistrict Litigation entered January 9, 2004, the defendant had up to and including February 2, 2004, to file his answer or other responsive pleading to the Third Amended Complaint.

2. Practice Rule 2.A. of this Court, however, requires that a pre-motion conference be held before any dispositive motion, including a motion to dismiss, is filed. Until such time as the Court schedules a pre-motion conference, the defendant's motion to dismiss is premature under the Court's Practice Rules.

LAW OFFICES
WILLIAMS & CONNOLLY LLP
725 TWELFTH STREET, N.W.
WASHINGTON, D.C. 20005

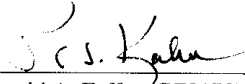
AREA CODE 202
434 5000

3. Counsel for Abdulrahman Bin Mahfouz spoke with plaintiffs' counsel today with regard to this motion. Plaintiffs' counsel consents to the relief sought herein.

Wherefore, defendant Abdulrahman Bin Mahfouz respectfully requests that the Court enter a consent order to schedule a pre-motion conference on his motion to dismiss the Third Amended Complaint, and that he shall have until such date as will be determined at the status conference in this matter, which is scheduled to be held February 4, 2004, to file the said motion to dismiss. A proposed Order is attached.

Respectfully submitted,

WILLIAMS & CONNOLLY LLP

By: 
Gerald A. Feffer (GF2179)
Peter J. Kahn (PK3611)

725 Twelfth Street, N.W.
Washington, D.C. 20005
(202) 434-5000

Attorneys for Defendant Abdulrahman
Bin Mahfouz

Dated: January 28, 2004

LAW OFFICES
WILLIAMS & CONNOLLY LLP
725 TWELFTH STREET, N.W.
WASHINGTON, D.C. 20005

AREA CODE 202
434-5000

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

IN RE TERRORIST ATTACKS ON
SEPTEMBER 11, 2001

THIS DOCUMENT RELATES TO:

MDL Docket No. 03-1570 (RCC)

Thomas Burnett, Sr., et al. v. Al Baraka
Investment & Development Corp., et al.
Civ. A. No. 02-1616 (JR)

**[PROPOSED] ORDER GRANTING DEFENDANT ABDULRAHMAN BIN MAHFOUZ'S
CONSENT MOTION FOR ENLARGEMENT OF TIME WITHIN WHICH TO FILE
RESPONSE TO THE THIRD AMENDED COMPLAINT
AND FOR A PRE-MOTION CONFERENCE**

This matter is before the Court upon the Consent Motion of Defendant
Abdulrahman Bin Mahfouz for Enlargement of Time within Which to File Response to the Third
Amended Complaint and for a Pre-Motion Conference.

It is hereby **ORDERED** that the Defendant's Consent Motion for Enlargement of
Time within Which to File Response to the Third Amended Complaint and for a Pre-Motion
Conference be and hereby is granted; and

It is further **ORDERED** that a pre-motion conference on the defendant
Abdulrahman Bin Mahfouz's motion to dismiss the Third Amended Complaint shall be held on,
and the time within which to file the said motion to dismiss be and hereby is enlarged to, such
dates as will be determined at the status conference in this matter, scheduled for February 4,
2004.

DONE AND ORDERED on this _____ day of _____, 2004.

United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on
the 28th day of January, 2004, upon the following, in the manner specified.

Via Federal Express & facsimile

Harry Huge
HARRY HUGE LAW FIRM LLP
1001 Pennsylvania Avenue, N.W.
7th Floor
Washington, D.C. 20004
843-720-8794

Ronald L. Motley
MOTLEY RICE LLC
28 Bridgeside Boulevard
Mt. Pleasant, SC 29465
843-216-9450

James P. Kreindler
KREINDLER & KREINDLER
100 Park Avenue
18th Floor
New York, NY 10017 5590
212-687-8181

Jayne H. Conroy
HANLY & CONROY LLP
415 Madison Avenue
15th Floor
New York, NY 10017
212-401-7618

Counsel for the Plaintiffs